

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs.	Application 00-11-038 (Filed November 16, 2000)
Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan.  (U 39 E)	Application 00-11-056 (Filed November 22, 2000)
Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527.	Application 00-10-028 (Filed October 17, 2000)
Bond Charge Phase	

**ADMINISTRATIVE LAW JUDGE'S RULING  
MODIFYING BOND CHARGE PHASE SCHEDULE**

The Rate Agreement between the Commission and the California Department of Water Resources (DWR) requires that the Commission impose specific charges to recover bond-related costs incurred by DWR. (Decision (D.) 02-02-051; the Rate Agreement Decision.) This ruling modifies the schedule adopted in the June 6, 2002 Assigned Commissioner's Ruling that initiated a new phase in the Rate Stabilization Proceeding to consider the bond charges.

Several requests have been made by parties to delay service of testimony, pending receipt of data responses by DWR and in recognition that proceedings in Rulemaking 02-01-011 (Direct Access Cost Responsibility Surcharge Proceeding) are ongoing during the same time that evidentiary hearings are

scheduled in this proceeding. After consulting with the Assigned Commissioner's office, I am making the following changes to the schedule which will still allow bond charges to be imposed on a timely basis:

July 3	DWR testimony to provide further supporting information regarding its projected bond related costs
July 17	Parties serve proposed testimony on bond charges, allocation (including the reasonableness of using the existing method of allocating DWR's revenue requirement for allocating bond charges), rate design, and any other issues necessary to levy bond charges in an amount sufficient in total to provide for the timely repayment of bond-related costs
July 22	Parties file and serve case management statement
July 23	Prehearing Conference at 2 p.m.
July 29 – August 2	Evidentiary Hearings, if needed, starting at 9:30 a.m.
August 9	Parties file and serve opening briefs
August 16	Parties file and serve reply briefs
September 17	Proposed decision filed and served
October 17, 2002	Final decision

A prehearing conference (PHC) shall be held at 2 p.m. on July 23, 2002 in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California. The PHC is scheduled for the limited purpose of taking

appearances for the Bond Charge Phase of this proceeding, assigning exhibit numbers, and other procedural matters to promote efficient evidentiary hearings. If evidentiary hearings are not needed, the PHC will also be used to discuss the issues to be briefed, the briefing schedule and use of a common briefing outline. No later than noon on July 19, 2002, parties are to meet in person, by telephone and electronic mail, or other means to confer and discuss the following:

1. Issues to be addressed in the hearing, and specifically, whether any issues have been narrowed or amended since the service of the testimony, and identification of material disputed facts which require hearing; if no hearings are required, identification of issues and schedules for briefs;
2. Proposed witness schedule;
3. Cross-examination time estimates;
4. Witness constraints, scheduling problems, travel concerns, other concerns, if any;
5. Proposed Exhibit Lists. Each party is to exchange its proposed exhibit list with other parties proposing to participate in the hearing. Each proposed exhibit list shall contain the name of the offering party and/or sponsoring witness. The proposed exhibit list for the hearing should also include the nature of any objection to admission of an exhibit by any party or the statement of "no objection." All exhibits shall be pre-marked for identification. DWR will use 1-99; PG&E, 100-199; SCE, 200-299; SDG&E, 300-399; Office of Ratepayer Advocates, 400-499; The Utility Reform Network, 500-599. Other parties preparing exhibits should call Administrative Law Judge (ALJ) Tim Sullivan or make an appearance at the PHC on July 23, 2002 to request an assignment of numbers.

Following the meeting and conference, parties shall prepare a case management statement that summarizes the above information. SCE shall coordinate preparation and filing of the case management statement. This statement should be e-mailed to ALJ Sullivan at [tjs@cpuc.ca.gov](mailto:tjs@cpuc.ca.gov) by the close of

business on July 22, 2002. Parties shall sign, file, and serve the statement by July 23, 2002.

Protocols for filing and service already adopted in this proceeding shall continue to apply.<sup>1</sup> Paper copies of pleadings shall be filed with the Docket Office, served on each party and state service participant who does not have an electronic mail address, and served on the Administrative Law Judge.<sup>2</sup> Parties shall expeditiously provide paper copies to any party or person who requests a paper copy. Electronic copies shall be served on all participants who have an electronic mail address including parties, state service participants, and information only participants. The service list is the service list for A.00-11-038 et al., until a specific Bond Charge Phase service list is adopted at the July 23, 2002 PHC.

**IT IS RULED** that:

1. The schedule stated herein is adopted.
2. A prehearing conference shall be held on July 23, 2002 at 2:00 p.m. at the Commission Headquarters, 505 Van Ness Avenue, San Francisco, CA 94102.

Dated July 1, 2002, at San Francisco, California.

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<sup>1</sup> See, for example, Rulings in A.00-11-038 et al., dated April 11, 2001; April 27, 2001; June 28, 2001; September 18, 2001; and December 21, 2001.

<sup>2</sup> Pleadings that are filed (e.g., briefs, motions, comments on a proposed decision) must be filed with Docket Office. Proposed testimony is not filed, but is served.

/s/ MICHELLE COOKE for  
Timothy J. Sullivan  
Administrative Law Judge

## **CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Modifying Bond Charge Phase Schedule on all parties of record in this proceeding or their attorneys of record.

Dated July 1, 2002, at San Francisco, California.

/s/ KRIS KELLER

Kris Keller

## **N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at

A.00-11-038 et al. TJS/k47

(415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.